IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 9TH NOVEMBER 2006 / 18TH KARTHIKA 1928

WP(C).No. 18821 of 2006(N)

PETITIONERS:

1. HENRY, S/O.LATE SRI.P.L. JOSEPH,
   PAZHANGATTU PARAMBIL,
   JANATHA, VYTTILA, KOCHI-19.

2. LOUIS ANTONY, S/O.LATE SRI.P.L.JOSEPH,
   PAZHANGATTU PARAMBIL, JANATHA, VYTTILA,
   KOCHI-19.

3. VINCENT, S/O.LATE SRI.P.L.JOSEPH,
   PAZHANGATTU PARAMBIL, JANATHA, VYTTILA,
   KOCHI-19.

BY ADV. SRI.T.K.RADHAKRISHNAN
SMT.K.L.SREEDEVI

RESPONDENTS:

1. THE SPECIAL TAHSILDAR,
   LAND ACQUISITION, CORPORATION OF KOCHI,
   KOCHI-11.

2. CORPORATION OF KOCHI,
   REPRESENTED BY ITS SECRETARY, KOCHI-11.

BY ADV. SMT.S.LAKSHMY
ADV.S.DILEEP FOR R1

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J

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W.P.(C). NO.18821 Of 2006

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Dated this the 9th day of November, 2006

J U D G M E N T

The Commissioner's report obtained in this case disclose that there is a vast difference between the area assessed in the proceedings of the Collector and the area assessed by the Commissioner, deputed by this Court. No objections are filed against the Commissioner's report. The report is received and incorporated as part of the records. The learned counsel for the petitioner seeks leave to withdraw the writ petition without prejudice to contentions and right to prosecute any reference under the L.A Act. Leave granted and the writ petition is dismissed as withdrawn without prejudice to the contentions of the petitioner.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

SJ